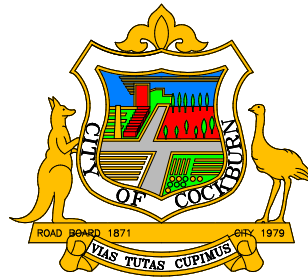


# **CITY OF COCKBURN**



## **SPECIAL COUNCIL**

## **AGENDA PAPER**

**FOR**

**WEDNESDAY, 29 JUNE 2005**

# CITY OF COCKBURN

## SUMMARY OF AGENDA TO BE PRESENTED TO THE SPECIAL COUNCIL MEETING TO BE HELD ON WEDNESDAY, 29 JUNE 2005 AT 5:15 PM

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## CITY OF COCKBURN

### AGENDA TO BE PRESENTED TO THE SPECIAL COUNCIL MEETING TO BE HELD ON WEDNESDAY, 29 JUNE 2005 AT 5:15 PM

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**1. DECLARATION OF MEETING**

**2. APPOINTMENT OF PRESIDING MEMBER (If required)**

**3. DISCLAIMER (To be read aloud by Presiding Member)**

Members of the public, who attend Council Meetings, should not act immediately on anything they hear at the Meetings, without first seeking clarification of Council's position. Persons are advised to wait for written advice from the Council prior to taking action on any matter that they may have before Council.

**4. ACKNOWLEDGEMENT OF RECEIPT OF WRITTEN DECLARATIONS OF FINANCIAL INTERESTS AND CONFLICT OF INTEREST (by Presiding Member)**

Nil

**5. APOLOGIES & LEAVE OF ABSENCE**

Nil

**6. PUBLIC QUESTION TIME**

Nil

**7. DECLARATION BY COUNCILLORS WHO HAVE NOT GIVEN DUE CONSIDERATION TO MATTERS CONTAINED IN THE BUSINESS**

Nil

**8 (SCM 29/06/2005) - PURPOSE OF MEETING**

The purpose of the meeting is to:

- (1) nominate an Elected Member as Council representative on the Peel Harvey Catchment Council; and
- (2) consider Clr Kevin Allen attending the Ordinary Council Meeting to be held on 14 July 2005, via telephone link from Darwin.

## 9. COUNCIL MATTERS

### 9.1 (SCM 29/06/2005) - COUNCIL REPRESENTATIVE - PEEL HARVEY CATCHMENT COUNCIL (9334) (DMG)

#### RECOMMENDATION

That Council:

- (1) nominate Clr \_\_\_\_\_ as a member to the Peel Harvey Catchment Council; and
- (3) advise the Peel Harvey Catchment Council accordingly.

#### COUNCIL DECISION

#### Background

Council at its meeting held on 18 November 2003 nominated Mayor Lee and (then) Councillor Reeve-Fowkes as members of the Peel Harvey Catchment Council.

#### Submission

To nominate City of Cockburn representation to the Council.

#### Report

The City of Cockburn has again been invited to nominate a person if it so desires.

The Council meets in the morning (9.00 – 12.00) of the second Thursday of each month at rotating venues of the participating local governments (ie. from Cockburn in the north, Harvey in the south and Cuballing in the east) with every second or third being held in Mandurah.

Councillor Baker has indicated an interest in representing the City of Cockburn on this organisation.

No staff members are nominated as currently there is no capacity to meet this commitment.

### **Strategic Plan/Policy Implications**

N/A

### **Budget/Financial Implications**

There are no direct fees or levies associated with membership of the Peel-Harvey Catchment Council. As has previously been the case, matching funding will be required for any project promoted by Council. This will be identified at the time of seeking approval for specific projects.

Attendance at meetings of the Peel-Harvey Catchment Council will involve travelling to country locations. This may incur travel and other incidental costs and, depending on location, accommodation costs.

### **Legal Implications**

N/A

### **Community Consultation**

N/A

### **Attachment(s)**

Nil

### **Advice to Proponent(s)/Applicant**

N/A

### **Implications of Section 3.18(3) Local Government Act, 1995**

Nil

**9.2 (SCM 29/06/2005) - APPROVAL TO ATTEND JULY 2005 COUNCIL MEETING BY INSTANTANEOUS COMMUNICATION (1070) (DMG) (ATTACH)**

**RECOMMENDATION**

That Council approves of the arrangement for Clr Allen to participate in the Council Meeting of 14 July 2005, via telephone link from the Mirrambeena Resort in Darwin between the hours of 7.00 pm (Western Australian Standard Time) until the completion of the meeting.

**TO BE CARRIED BY AN ABSOLUTE MAJORITY OF COUNCIL**

**COUNCIL DECISION**

**Background**

The Local Government (Administration) Regulations enables Elected Members to participate in Council meetings under certain conditions via "instantaneous communication" channels, if they are unable to attend the meeting in person. Clr Allen has advised that he will be in Darwin on business on the date of the July 2005 Council Meeting and would like to participate in the Council Meeting via telephone link.

**Submission**

For Council to approve of the arrangements for Clr Allen to participate in the Council Meeting to be held on 14 July 2005 by telephone link-up from Darwin

**Report**

A briefing paper has been prepared outlining the likely issues which will require consideration by Council in advance of approving the arrangements and place being proposed to include Clr Allen as a participant at the July 2005 Ordinary Council Meeting (see attachment). Clr Allen has advised that he will be staying in a private room at the Mirrambeena Resort in Darwin on the evening of the 14 July 2005 Council Meeting and will be unaccompanied. It is intended to use the room as the place from which to participant in the meeting proceedings, either by way of a hotel provided telephone or personal

mobile telephone, should the room telephone not have a hands free and speaker function.

As there will be no other persons present for the duration of the connecting call and all information will be provided to Cllr Allen via email to his Council computer address or, if necessary, to the hotel by facsimile, it is considered the hotel room is a suitable place for the purposes of the legislation. An appropriate telephone communication system is in place to accommodate Council's requirements.

In all other respects, the meeting processes are expected to comply with legislative requirements and it is therefore recommended that Council approves of the arrangements and place proposed to conduct the meeting.

### **Strategic Plan/Policy Implications**

Key Result Area "Managing Your City" refers.

### **Budget/Financial Implications**

Funds are available in the Governance – Elected Members Expenditure Account 110-6246 – Councillor Communication Expenses for the cost of the telephone call.

### **Legal Implications**

Regulation 14A of the Local Government (Administration) Amendment Regulations 2005 refers.

### **Community Consultation**

N/A

### **Attachment(s)**

Briefing Notes for Conducting a Council Meeting with an Elected Member(s) by Means of Instantaneous Communication.

### **Advice to Proponent(s)/Applicant**

N/A

### **Implications of Section 3.18(3) Local Government Act, 1995**

Nil.

**10. (SCM 29/06/2005) - RESOLUTION OF COMPLIANCE (SECTION 3.18(3), LOCAL GOVERNMENT ACT 1995)**

**RECOMMENDATION**

That Council is satisfied that resolutions carried at this Meeting and applicable to items concerning Council provided services and facilities, are:-

- (1) integrated and co-ordinated, so far as practicable, with any provided by the Commonwealth, the State or any public body;
- (2) not duplicated, to an extent Council considers inappropriate, services or facilities as provided by the Commonwealth, the State or any other body or person, whether public or private; and
- (3) managed efficiently and effectively.

**COUNCIL DECISION**

**11. CLOSURE OF MEETING**

Nil